

NOTICES OF RULEMAKING DOCKET OPENING

The Administrative Procedure Act (APA) requires the publication of Notices of Rulemaking Docket Opening whenever an agency opens a rulemaking docket to consider rulemaking. Under the APA effective January 1, 1995, agencies must submit a Notice of Rulemaking Docket Opening before beginning the formal rulemaking process.

NOTICE OF RULEMAKING DOCKET OPENING

DEPARTMENT OF AGRICULTURE - ANIMAL SERVICES DIVISION

- 1. Title and its heading:** 3, Agriculture
Chapter and its heading: 2, Department of Agriculture - Animal Services Division
Article and its heading: 8, Dairy and Dairy Products Control
Section numbers: R3-2-801
- 2. The subject matter of the proposed rule:**
This rulemaking updates the incorporation by reference for the Grade A Pasteurized Milk Ordinance.
- 3. A citation to all published notices relating to the proceeding:**
None
- 4. The name and address of agency personnel with whom persons may communicate regarding the rule:**
Name: Ross Rodgers
Address: Department of Agriculture
1688 West Adams, Room 235
Phoenix, Arizona 85007
Telephone: (602) 542-0962
Fax: (602) 542-5420
- 5. The time during which the agency will accept written comments and the time and place where oral comments may be made:**
Written comments: 8:00 a.m. - 5:00 p.m., Monday through Friday
Oral comments: 8:00 a.m. - 4:30 p.m., Monday through Friday
Department of Agriculture
1688 West Adams, Room 235
Phoenix, Arizona 85007
- 6. A timetable for agency decisions or other action on the proceeding, if known:**
None

NOTICE OF RULEMAKING DOCKET OPENING

DEPARTMENT OF AGRICULTURE - PLANT SERVICES DIVISION

- 1. Title and its heading:** 3, Agriculture
Chapter and its heading: 4, Department of Agriculture - Plant Services Division
Article and its heading: 2, Quarantine
Section numbers: R3-4-234 through R3-4-238
- 2. The subject matter of the proposed rule:**
This rulemaking updates the structure and format to meet the standards of the Office of the Secretary of State and clarifies existing language.
- 3. A citation to all published notices relating to the proceeding:**
None

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4. The name and address of agency personnel with whom persons may communicate regarding the rule:

Name: Ross Rodgers
Address: Department of Agriculture
1688 West Adams, Room 124
Phoenix, Arizona 85007
Telephone: (602) 542-0962
Fax: (602) 542-5420

5. The time during which the agency will accept written comments and the time and place where oral comments may be made:

Written comments will be accepted Monday through Friday, 8:00 a.m. to 5:00 p.m., and oral comments will be accepted Monday through Friday, 8:00 a.m. to 4:00 p.m., at the address listed in question 4.

6. A timetable for agency decisions or other action on the proceeding, if known:

Not determined at this time

NOTICE OF RULEMAKING DOCKET OPENING

DEPARTMENT OF AGRICULTURE - PLANT SERVICES DIVISION

- 1. Title and its heading:** 3, Agriculture
Chapter and its heading: 4, Department of Agriculture - Plant Services Division
Article and its heading: 2, Quarantine
Section numbers: R3-4-248

2. The subject matter of the proposed rule:

This rulemaking updates the Japanese beetle rule to ensure that pest risks are acceptably managed. The rule follows the guidelines established by the National Plant Board in the U.S. Domestic Japanese Beetle Harmonization Plan. This plan establishes a framework to encourage states to consistently and appropriately characterize Japanese beetle pest risk and infestation status based on up-to-date scientific and field information; and to pursue more uniform adoption and implementation of pest risk mitigation measures to reduce pest risk to a level acceptable to receiving states.

3. A citation to all published notices relating to the proceeding:

None

4. The name and address of agency personnel with whom persons may communicate regarding the rule:

Name: Ross Rodgers, Rules Specialist
Address: Department of Agriculture
1688 West Adams, Room 235
Phoenix, Arizona 85007
Telephone: (602) 542-0962
Fax: (602) 542-5420

5. The time during which the agency will accept written comments and the time and place where oral comments may be made:

Written comments: 8:00 a.m. - 5:00 p.m., Monday through Friday
Oral comments: 8:00 a.m. - 4:30 p.m., Monday through Friday
Department of Agriculture
1688 West Adams, Room 235
Phoenix, Arizona 85007

6. A timetable for agency decisions or other action on the proceeding, if known:

None

NOTICE OF RULEMAKING DOCKET OPENING

NATUROPATHIC PHYSICIANS BOARD OF MEDICAL EXAMINERS

- 1. Title and its heading:** 4, Professions and Occupations

Chapter and its heading: 18, Naturopathic Physicians Board of Medical Examiners

Article and its heading: 1, General Provisions
2, Licenses; Certificates; Renewal
4, Requirements for Schools of Naturopathic Medicine
5, Requirements for Clinical, Preceptorship, Internship, and Postdoctoral Training Programs

Section numbers: R4-18-101 through R4-18-103, Table 1, R4-18-104 through R4-18-106,
R4-18-108 through R4-18-111, R4-18-116, R4-18-117, R4-18-201 through R4-18-209,
R4-18-401, R4-18-402, R4-18-501
- 2. The subject matter of the proposed rule:**

The proposed rule amends sections covering: Board meetings and elections, examination procedures, continuing medical education, notice of civil and criminal actions, hearing procedures, and rehearing or review of decision.

The proposed rule replaces the definition section, repeals sections covering: examination subjects required for licensing, titles and use of abbreviations, and display of licenses and notice of change of status.

The proposed rule adds a Section establishing time-frames for each type of approval, license, and certificate.

The proposed rule establishes requirements for applications to take a naturopathic medical licensing examination, for a naturopathic medical license, for a specialist certificate, for a medical assistant certificate, for a certificate to dispense, for a certificate to engage in a clinical, preceptorship, internship, or postdoctoral training program, for a certificate to conduct a clinical, preceptorship, internship, or postdoctoral training program, and for a certificate to conduct a school of naturopathic medicine. It also covers renewal of licenses and certificates.

The proposed rule specifies education programs standards for schools of naturopathic medicine and qualifications of, requirements for, and duties of a chief medical officer.

The proposed rule specifies requirements for clinical, preceptorship, internship, and postdoctoral training programs.
- 3. A citation to all published notices relating to the proceeding:**

Notice of Rulemaking Docket Opening: 5 A.A.R. 1232, April 30, 1999
- 4. The name and address of agency personnel with whom persons may communicate regarding the rule:**

Name: Dr. John L. Brewer, N.M.D., Executive Director

Address: Naturopathic Physicians Board of Medical Examiners
1400 W. Washington, Suite 230
Phoenix, Arizona 85007

Telephone: (602) 542-8242

Fax: (602) 542-3093
- 5. The time during which the agency will accept written comments and the time and place where oral comments may be made:**

Written comments may be submitted until 6:00 p.m. September 19, 2000, to the person identified in item 4.

The Board will conduct an oral proceeding at the following location in the state for the purpose of taking oral and written testimony on the proposed rules from members of the public.

Date: September 19, 2000

Time: 4:00 p.m. to 6:00 p.m.

Location: 1400 W. Washington, Suite 230
Phoenix, Arizona 85007

Phone in access: (602) 542-8242

The public record on the proposed rulemaking will close at 6:00 p.m. on September 19, 2000.

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6. A timetable for agency decisions or other action on the proceeding, if known:

Close of record: September 19, 2000. Consideration by Governor's Regulatory Review Council: November 7, 2000.

NOTICE OF RULEMAKING DOCKET OPENING

BOARD OF PHARMACY

- 1. Title and its heading:** 4, Professions and Occupations
Chapter and its heading: 23, Board of Pharmacy
Article and its heading: 1, Administration
6, Permits and Distribution of Drugs
Section numbers: R4-23-110, R4-23-604

2. The subject matter of the proposed rule:

The Board's 5-year rule review in September 1997, identified Section 604 for amending. The Board intends to remove language that mimics the federal Good Manufacturing Practices Act and then incorporate by reference the federal Good Manufacturing Practices Act. The Board already enforces the federal act, so it is not necessary to have pages of rule that repeat almost verbatim the federal act. A new subsection will detail the requirements for non-resident manufacturers. The rule will be updated with language required by the current Administrative Procedures Act to produce a clear, concise, and understandable document.

The agency docket number, if applicable: R0004

3. A citation to all published notices relating to the proceeding:

None

4. The name and address of agency personnel with whom persons may communicate regarding the rule:

Name: Dean Wright, Compliance Officer
Address: Arizona Board of Pharmacy
4425 W. Olive Avenue, Suite 140
Glendale, Arizona 85302
Telephone: (623) 463-2727
Fax: (623) 935-4616
E-Mail: rxcop@uswest.net

5. The time during which the agency will accept written comments and the time and place where oral comments may be made:

The Board will accept written comments Monday through Friday, 8:00 a.m. to 5:00 p.m.

The time and place where oral comments may be made:

Time: Monday through Friday, 8:00 a.m. to 4:30 p.m.
Location: Arizona Board of Pharmacy
4425 W. Olive Avenue, Suite 140
Glendale, Arizona 85302
Nature: Oral comments

Written and oral comments will be accepted until the close of record on a date and time as yet undetermined.

6. A timetable for agency decisions or other action on the proceeding, if known:

None

NOTICE OF RULEMAKING DOCKET OPENING

CORPORATION COMMISSION - TRANSPORTATION

- 1. Title and its heading:** 14, Public Service Corporations; Corporations and Associations; Securities Regulation
Chapter and its heading: 5, Corporation Commission - Transportation
Article and its heading: 2, Pipeline Safety
Section numbers: R14-5-201 through R14-5-205

2. The subject matter of the proposed rule:

These amendments will amend already existing rules (R14-5-201, R14-5-202, R14-5-203, R14-5-204, and R14-5-205) under Chapter 5 entitled "Corporation Commission – Transportation". The proposed amendments to the existing rules are designed to update the Arizona Corporation Commission Transportation rules and to recognize the latest revision of federal standards pertaining to LNG, hazardous liquid, natural gas and other gas pipeline systems and revisions to Title 49 Code of Federal Regulations (CFR), Parts 40, 191, 192, 193, 195, 199, with exceptions. The revisions include the most recent edition of the National Association of Corrosion Engineers and American Petroleum Institute standards.

The Commission believes that by incorporating by reference Title 49 CFR Parts 40, 191-195, and 199 the rules will be consistent with current best practices and will enhance public safety which is in the best interest of all citizens in the State of Arizona.

The agency docket number, if applicable: RG-00000A-00-0548

3. A citation to all published notices relating to the proceeding:

Not applicable

4. The name and address of agency personnel with whom persons may communicate regarding the rule:

Name: Robert J. Metli, Commission Counsel, Legal Division

Address: Corporation Commission
1200 West Washington Street
Phoenix, Arizona 85007

Telephone: (602) 542-3402

Fax: (602) 542-4870

Name: Terry Fronterhouse, Chief, Office of Pipeline Safety

Address: Corporation Commission
1200 West Washington Street
Phoenix, Arizona 85007

Telephone: (602) 542-7275

Fax: (602) 542-7254

5. The time during which the agency will accept written comments and the time and place where oral comments may be made:

The time when and the place where oral and written comments may be made will be established by the Arizona Corporation Commission in its Decision authorizing the filing of the Notice of Proposed Rulemaking with the Secretary of State or by Procedural Order following the Commission's Decision. The date, time, and place for public comment will be in the Notice of Proposed Rulemaking.

6. A timetable for agency decisions or other action on the proceeding, if known:

The amendments will be adopted by the Arizona Corporation Commission at a regularly scheduled or a special Open Meeting. The notice and agenda will be posted in accordance with state law and will be mailed to those entities/individuals on the service list accompanying the Commission Decision authorizing the filing of the Notice of Proposed Rulemaking with the Secretary of State.

NOTICE OF RULEMAKING DOCKET OPENING

DEPARTMENT OF REVENUE - INCOME AND WITHHOLDING TAX SECTION

- 1. Title and its heading:** 15, Revenue
Chapter and its heading: 2, Department of Revenue - Income and Withholding Tax Section
Subchapter and its heading: D, Corporations
Article and its heading: 1, Definitions
4, Multistate Division of Income
5, Business and Nonbusiness Income
6, Property Factor
7, Payroll Factor
8, Sales Factor
9, Departure from Standard Apportionment and Allocation Provisions

Section numbers: All
- 2. The subject matter of the proposed rule:**
The rules provide guidance regarding the sales factor, which is one of the factors used to apportion income of multistate entities. The Department will amend the rules due to legislative changes.
- 3. A citation to all published notices relating to the proceeding:**
None published
- 4. The name and address of agency personnel with whom persons may communicate regarding the rule:**
Name: Ernest Powell, Tax Analyst
Address: Tax Research and Analysis Section
Arizona Department of Revenue
1600 West Monroe
Phoenix, Arizona 85007

Telephone: (602) 542-4672
Fax: (602) 542-4680
- 5. The time during which the agency will accept written comments and the time and place where oral comments may be made:**
To be published in the Notice of Proposed Rulemaking
- 6. A timetable for agency decisions or other action on the proceeding, if known:**
Unknown

NOTICE OF RULEMAKING DOCKET OPENING

DEPARTMENT OF REVENUE - INCOME AND WITHHOLDING TAX SECTION

- 1. Title and its heading:** 15, Revenue
Chapter and its heading: 2, Department of Revenue - Income and Withholding Tax Section
Subchapter and its heading: A, General and Administrative
Article and its heading: 1, Definitions and General Provisions
Section numbers: R15-2A-101
- 2. The subject matter of the proposed rule:**
The main purpose of this rule was to establish the numbering system for the income and withholding rules. However, the rules in this Chapter were all recodified, and this numbering system is no longer applicable. The Department will repeal the rule because it is obsolete.
- 3. A citation to all published notices relating to the proceeding:**
None published

Notices of Rulemaking Docket Opening

4. The name and address of agency personnel with whom persons may communicate regarding the rule:

Name: Ernest Powell, Tax Analyst
Address: Tax Research and Analysis Section
Arizona Department of Revenue
1600 West Monroe
Phoenix, Arizona 85007
Telephone: (602) 542-4672
Fax: (602) 542-4680

5. The time during which the agency will accept written comments and the time and place where oral comments may be made:

To be published in the Notice of Proposed Rulemaking

6. A timetable for agency decisions or other action on the proceeding, if known:

Unknown